

**TITLE:** Utility Disconnects

**DATE:** 05/05/2017

**PROJECT:** Construction Package No. 2-3

**CONTRACT NO:** HSR13-57

**CONTRACTOR:** Attn: Michael Costa  
 Dragados / Flatiron Joint Venture  
 1775 Park St, Bldg 75  
 Selma, CA 93662

**DESCRIPTION OF CHANGE:**

Existing facilities such as homes and businesses are connected to electrical, water and gas utilities along the Construction Package 2-3 (CP 2-3) alignment. These facilities need to be disconnected prior to demolition. The cost charged by some utility providers has greatly increased since the time of bid.


DFJV and the Authority has reviewed the project alignment and have agreed that the total compensation for utility disconnect cost as charged by utility providers for the CP 2-3 project shall be a lump sum of \$2,700,000 and no adjustment in compensation will be required due to a change in the number of properties requiring utility disconnect.

The compensation in this change order is per Section 17.9 and Section 23.0 of the General Provisions. This payment shall include compensation for all markups, overhead costs and profit associated with this work. These costs are agreed as full and complete costs for DFJV and their sub-contractors as agreed between HSRA and DFJV executives on November 23, 2017.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
	00001	Utility Disconnect fees of existing facilities such as homes and businesses from electrical, water and gas utilities along the Construction Package 2-3 (CP 2-3) alignment.	1.0	Lump Sum	\$2,700,000.00	\$2,700,000.00	0
<b>Total:</b>						<b>\$2,700,000.00</b>	<b>0</b>

**ATTACHMENTS:**

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Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
			

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**Release of Claims**

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

**Contractor's Sworn Certification**

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

**Subcontractor's Sworn Certification(s):**

Attached as \_\_\_\_\_ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

**Dragados / Flatiron Joint Venture**

Acceptance by		
Signature	UNILATERAL	UNILATERAL
		Date

**California High-Speed Rail Authority**

Submitted by

Signature	Charlie Guess - DB Oversight Manager	Date
		5-5-17

Recommended by

Signature	Jorge Granados - Design & Construction Manager	Date
		5/5/17

Approval by

Signature	Terry Ogle - Director of Design and Construction	Date
		5/5/17

Initials Acknowledging Page 2 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
			